



COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION

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DEVAL L. PATRICK
Governor

TIMOTHY P. MURRAY
Lieutenant Governor

IAN A. BOWLES
Secretary

LAURIE BURT
Commissioner

August 26, 2010

Frederick Laskey, Executive Director
Massachusetts Water Resources Authority
100 First Avenue
Charlestown Navy Yard
Boston, MA 02129

AND

Lisa Peterson, Commissioner
Cambridge Department of Public Works
147 Hampshire Street
Cambridge, MA 02139

AND

John Sullivan, Jr.
Chief Engineer
Boston Water and Sewer Commission
90 Harrison Avenue
Boston, MA 02119

Re: **FINAL DETERMINATION**
VARIANCE EXTENSION FOR COMBINED SEWER OVERFLOW DISCHARGES
TO LOWER CHARLES RIVER/CHARLES BASIN

Dear Messrs. Laskey and Sullivan and Ms. Peterson :

This correspondence transmits the Department of Environmental Protection's ("MassDEP") **FINAL DETERMINATION** to extend the Variance for Combined Sewer Overflow Discharges to the Lower Charles River/Charles Basin for a period of three years to October 1, 2013.

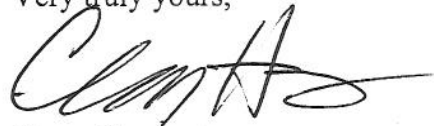
MassDEP notified the public of its Tentative Determination to extend the Variance by issuing a Public Notice on June 18, 2010 and in the Boston Globe on June 20, 2010. The Public Notice was posted on the MassDEP website on June 21, 2010. The Public Notice included the date for a Public Hearing to receive written and oral comment on the Tentative Determination and requested that any other public comment on the Tentative Determination be submitted to the MassDEP by August 2, 2010. Copies of the draft Variance Extension with Conditions and a supporting Fact Sheet were posted on the MassDEP website and mailed to anyone that requested them.

On July 21, 2010, MassDEP held a Public Hearing to accept written and oral comments on its Tentative Determination for the Variance Extension.

After considering the comments received, MassDEP reaffirms its Tentative Determination that an extension to the Variance is necessary and appropriate and hereby issues the Variance Extension with Conditions.

If you have any questions concerning this letter or the enclosed Variance Extension with Conditions, please contact Mark Casella at (617) 654-6517.

Very truly yours,



Glenn Haas
Assistant Commissioner
Bureau of Resource Protection

ENCLOSURE

Cc: Michael Hornbrook, MWRA
David Kubiak, MWRA
Chris John, MWRA
Owen O'Riordan, Cambridge DPW
Michael Wagner, EPA
Stephen Silva, EPA
Todd Borci, EPA
Kathy Baskin, Director of Water Policy, EOEEA, 100 Cambridge St., Boston, MA 02114